

3-6-02

Sector \$

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jimmie A. Keeton et al. Examiner:  
Serial No.: 10/006,102 Group Art Unit: 1761  
Filed: December 3, 2001 Docket: 40244.0001-US-01  
Confirmation No.: 9456 Notice of Allow. Date:  
Title: PROBIOTIC FORMULATION AND METHOD FOR REDUCTION OF PATHOGENIC BACTERIA



## CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL 719666934 US

Date of Deposit: March 4, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

By:

*Paula Egolf*  
Paula Egolf

Commissioner for Patents  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Notice to File Missing Parts of NonProvisional Application - Part 2
- ☒ Small entity status is claimed pursuant to 37 C.F.R. 1.27
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Check in the amount of \$65.00 for Missing Parts Late Fee
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
303-357-1645



By:

*Paul J. Prendergast*  
Name: Paul J. Prendergast  
Reg. No.: 46,068  
PJPrendergast



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/006,102	12/03/2001	Jimmie A. Keeton	40244.0001US01

23552  
MERCHANT & GOULD PC  
P.O. BOX 2903  
MINNEAPOLIS, MN 55402-0903



CONFIRMATION NO. 9456

## FORMALITIES LETTER



\*OC000000007258055\*

Date Mailed: 01/03/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/12/2002 KKHAKM1 00000141 10006102

01 FC:205

65.00 DP